IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr.Misc. No.35846 of 2008
Ganesh Saw, Son of Sri Singheshwar Saw, resident of
Village- Achari, Police Station- Jamui, District-Jamui

……..Petititioner.

VERSUS

The State of Bihar ……. Opposite Party.

---

02 21.11.2008 The petitioner is an accused for an offence under Section 376 of the Indian Penal Code.

The specific allegation is that the petitioner had committed rape. It is clear from perusal of Annexure-3. It would appear that a case under Section 376 was lodged by the wife of the petitioner against the persons who were known to the complainant of the present case.

WEB COPY NOT OFFICIAL

The learned A.P.P. opposes the prayer for bail. He submits that there is a specific allegation of committing rape, as such the petitioner is not entitled to grant privilege of bail.

In the facts and circumstances of the case, I am not inclined to accept this application. The petitioner's bail application is rejected.

Trivedi/ **(Shailesh Kumar Sinha,J.)**